Message Text

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ACTION L-02

INFO OCT-01 EUR-12 IO-10 ISO-00 CIAE-00 DODE-00 PM-03 H-02

INR-07 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

USIA-06 OIC-02 A-01 CPR-01 AF-06 ARA-06 EA-06 NEA-09

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P R 131552Z MAR 75 FM AMEMBASSY VIENNA TO SECSTATE WASHDC PRIORITY 5098 INFO USMISSION USUN NEW YORK

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EO 11652: NA

TAGS: PORG, AORG, PDIP, UN, AU, XM SUBJECT: PLENARY-UNCONFERENCE ON THE REPRESENTATION OF STATES IN THEIR RELATIONS WITH INTERNATIONAL ORGANIZATIONS (RSIO)

REF: VIENNA 2141

1. ATMOSPHERE IN PLENARY HAS AGAIN SHIFTED IN IMPORTANT WAY. LATIN AMERICAN GROUP IN CONCESSION DECIDED TO MOVE IN PLENARY FOR DELETION OF ALL OF PART IV EXCEPT FOR FIRST TWO ARTICLES. SECOND ARTICLE APPLIES TO OBSERVER DELEGATIONS ALL PROVISIONS OF PART III. SOVIETS AND ARABS, AT FIRST WERE HOSTILE TO DELETION OF PART IV BUT IN DECISIVE VOTE PLENARY REJECTED ARTICLE 73 (APPOINT-MENT OF MEMBERS OF OBSERVER DEL) BY VOTE OF 24 (ARABS AND AFRICANS)-25(US, WO,LA)-19 (SOVBLOC). NEW ARTICLE 73 SUGGESTED BY VENEZUELA THEN WAS ADOPTED 32-0-41 (US). US EXPLAINED ABSTENTION ON GROUNDS THAT WE VIEWED PART III AS EXCESSIVE IN ACCORDING TOO GREAT P&I TO DELEGATIONS AND THIS WAS ALL MORE REASON FOR BEING UNABLE TO SUPORT ITS APPLICATION TO OBSERVER DELS. ALSO US WAS UNCLEAR ON SCOPE OF ARTICLE AND TO WHOM IT LIMITED OFFICIAL USE

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APPLIED.

- 2. ON FORMER ARTICLE 74(BIS) NOW ARTICLE 100 (COOPERATION BETWEEN SENDING STATES AND HOST STATES) US LOBBIED HEAVILY FOR PASSAGE. SPANISH DEL OBTAINED PROMISE OF SUPPORT FROM LA'S BY INTRODUCING AMENDMENT WHICH ADDED WORDS "WHERE NECESSARY AND TO EXTEND COMPATIBLE WITH INDEPENDENT EXERCISE OF FUNCTIONS OF MISSION OR DELEGATION" TO ARTICLE WHICH STATES THAT "SENDING STATE SHALL COOPERATE AS FULLY AS POSSIBLE IN CONDUCT OF INVESTIGATION AND PROSECUTION..." SPANISH AMENDMENT CARRIED 49 (US)-12 (SOVBLOC)-6 AND ARTICLE AS AMENDED CARRIED 57(US)-12(SOVBLOC)-2.
- 3. ARTICLE 100 (FORMER ARTICLE 75) WAS EVENTUALLY ADOPTED BY VOTE OF 52 (US)-11(SOVBLOC)-10, AFTER IVORY COAST INTRODUCED NEW PARAGRAPH STATING THAT PROVISIONS OF PARA 4 OF ARTICLE (I.E., FRENCH AMENDMENT) SHOULD BE APPLIED ONLY WITH APPROVAL AT MINISTERIAL LEVEL BY HOST STATE. THIS AMENDMENT PASSED 46(US)-13(SOVBLOC)-15. YUGOSLAV REQUEST FOR SEPARATE VOTE ON PARA 4 WAS RE-JECTED 24 (SOVBLOC,LA)-37(US)-10.
- 4. COMMENT: CHANGE IN TONE AND ATMOSPHERE FOLLOWING FIRST THREE SESSIONS OF PLENARY WAS FARILY DRAMATIC. THESE CHANGES WERE HOWEVER MORE MATTERS OF FORM THAN REAL SUBSTANCE. THEY HAVE HAD THEIR EFFECT ON WEO MEMBERS WHO ON TUESDAY MORNING WERE EXASPERATED BY SYSTEMATIC BLOC VOTING AGAINST MANY ISSUES IMPORTANT FOR HOST STATES (REFTEL) AND SEEMED PREPARED TO CAST SIZEABLE NUMBER OF NEGATIVE VOTES AGAINST CONVENTION AS A WHOLE. WITH ADOPTION OF ARTICLE 101, HOWEVER, AND SEVERAL GESTURES TOWARDS HOST STATES BY LA'S, SOME WEO'S (SWISS, ITALIANS, AUSTRIANS IN PARTICULAR) ARE NOW MORE FAVORABLY DISPOSED TO CONVENTION. LIKELIHOOD AT PRESENT MOMENT IS THAT NO WEO IS PREPARED TO CAST NEGATIVE VOTE AND AS MATTERS NOW STAND WE ARE INCLINED TO ABSTAIN ON CONVENTION AS WHOLE. MOWINCKEL

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Message Attributes

Automatic Decaptioning: X Capture Date: 01 JAN 1994 Channel Indicators: n/a

Current Classification: UNCLASSIFIED

Concepts: AGREEMENT DRAFT, RELATIONS WITH INTERNATIONAL ORGS, MEETINGS

Control Number: n/a Copy: SINGLE Draft Date: 13 MAR 1975 Decaption Date: 01 JAN 1960 Decaption Note: Disposition Action: RELEASED Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004

Disposition Event:
Disposition History: n/a Disposition Reason: **Disposition Remarks:**

Document Number: 1975VIENNA02196 Document Source: CORE

Document Unique ID: 00

Drafter: n/a Enclosure: n/a Executive Order: N/A Errors: N/A

Film Number: D750088-0533

From: VIENNA

Handling Restrictions: n/a

Image Path:

Legacy Key: link1975/newtext/t19750352/aaaabusr.tel Line Count: 98

Locator: TEXT ON-LINE, ON MICROFILM

Office: ACTION L

Original Classification: LIMITED OFFICIAL USE

Original Handling Restrictions: n/a Original Previous Classification: n/a Original Previous Handling Restrictions: n/a

Page Count: 2

Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE

Previous Handling Restrictions: n/a Reference: 75 VIENNA 2141 Review Action: RELEASED, APPROVED Review Authority: MorefiRH

Review Comment: n/a Review Content Flags: Review Date: 02 APR 2003

Review Event:

Review Exemptions: n/a
Review History: RELEASED <02 APR 2003 by KelleyW0>; APPROVED <19 MAY 2003 by MorefiRH>

Review Markings:

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JÚL 2006

Review Media Identifier: Review Referrals: n/a Review Release Date: n/a Review Release Event: n/a **Review Transfer Date:** Review Withdrawn Fields: n/a

Secure: OPEN Status: NATIVE

Subject: PLENARY-UNCONFERENCE ON THE REPRESENTATION OF STATES IN THEIR RELATIONS WITH INTERNATIONAL ORGANIZATIONS

TAGS: PORG, AORG, PDIP, AU, XM, UN, STATE

To: STATE

Type: TE

Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006